

Message Text

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21

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APPROVED BY PM/ISO:JDSTODDART

OSD/ISA/I-A - LTC THOMAS

ARA/BR - MR. WATSON

ARA/LA/PLC - LTC WILLIAMS

L/PM - MR. MICHEL

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R 152015Z JAN 74

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA

INFO OASD/ISA/FMRA

CSAF/XOXXGIF WASHDC

AFSC/DOXF/ANDREWS AFB

AFCL LG HANSCOM FIELD MASS

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C O N F I D E N T I A L STATE 008730

E.O. 11652: GDS

TAGS: OTRA, MARR, TSPA, BR

SUBJECT: PROJECT 4603/VLF/LF IONOSOUNDING EXPERIMENT

REF: A. BRASILIA 8649

B. BRASILIA 7723

C. STATE 188872

D. STATE 103101

1. DEPARTMENT AND DOD APPRECIATE EFFORTS OF GOB TO
ACCOMMODATE OUR DESIRE FOR FIRM UNDERSTANDING THAT EQUIPMENT
AND MATERIALS BROUGHT INTO BRAZIL IN CONNECTION WITH PRO-
JECT 4603 WILL BE EXEMPT FROM IMPORT AND CUSTOMS DUTIES.
WE WISH TO BE CERTAIN, HOWEVER, THAT APPLICATION OF
PARAGRAPHS 2 AND 4 OF ARTICLE IV OF 1953 SPECIAL TECHNICAL
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SERVICES AGREEMENT, AS SUGGESTED IN GOB NOTES REPORTED

IN REFS A AND B, WILL NOT CREATE ANY MISUNDERSTANDINGS
REGARDING THE FUTURE DISPOSITION OF PROJECT EQUIPMENT.

2. FIRST OF ALL, IT SHOULD BE NOTED THAT WHEREAS 1950
TECHNICAL COOPERATION AGREEMENT IS A GENERAL AGREEMENT
WHICH CONTEMPLATES PROJECTS THAT MAY BE CARRIED OUT BY
"OTHER DULY DESIGNATED REPRESENTATIVES OF THE UNITED
STATES OF AMERICA" AS WELL AS THE U.S. TECHNICAL COOPERATION
ADMINISTRATION, THE 1953 SPECIAL TECHNICAL SERVICES
AGREEMENT PROVIDES ONLY FOR PROGRAMS ADMINISTERED BY THE
LATTER AGENCY. WHILE WE HAVE NO OBJECTION TO GOB REFERENCE

TO PARAGRAPHS 2 AND 4 OF ARTICLE IV OF 1953 AGREEMENT AS
A MEANS OF SPECIFYING THE TAX AND CUSTOMS DUTIES EXEMPTIONS
THAT WILL APPLY TO PROJECT 4603, WE WOULD NOT WISH TO
CREATE ANY INFERENCE THAT OTHER PROVISIONS OF THE 1953
AGREEMENT, SUCH AS PARAGRAPH 5 OF ARTICLE III, APPLY TO
THE PROJECT.

3. AS INDICATED IN PARAGRAPH 3 OF REF D, TRAILER VAN
AND TWO PORTABLE VLF IONOSOUNDING RECEIVERS (AS WELL AS
ANY OTHER AFCRL EQUIPMENT AND MATERIAL OTHER THAN ITEMS
IDENTIFIED IN PARAGRAPH 2 OF REF C THAT ARE TO BE
INCORPORATED INTO THE IONOSOUNDER OWNED BY GOB) WILL BE
REMOVED BY AFCRL UPON COMPLETION OF PROJECT. PARAGRAPH 5
OF ARTICLE III OF 1953 AGREEMENT, HOWEVER, PROVIDES THAT
MATERIAL, EQUIPMENT AND SUPPLIES ACQUIRED FOR ANY PROJECT
UNDER THE AGREEMENT "SHALL BE AT THE DISPOSITION" OF GOB
UPON COMPLETION OF PROJECT.

4. IN CONCLUSION, ALTHOUGH TWO GOB NOTES CONSTITUTE
ADEQUATE UNDERSTANDING ON SCOPE OF TAX AND CUSTOMS DUTIES
EXEMPTIONS APPLICABLE TO PROJECT 4603, EMBASSY SHOULD
VERIFY GOB UNDERSTANDING OF RIGHT OF AFCRL TO REMOVE ITS
EQUIPMENT AND OTHER PROPERTY (OTHER THAN ITEMS INCOR-
PORATED INTO IONOSOUNDER) UPON COMPLETION OF PROJECT.
EMBASSY MAY, IN ITS DISCRETION, OBTAIN INFORMAL UNDER-
STANDING OF FONOFF ON THIS MATTER RATHER THAN INITIATE
FURTHER EXCHANGE OF NOTES. AFCRL DESIRES TO MEET
SCHEDULE SET FORTH IN REF C AND WE WOULD NOT WISH TO
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NEEDLESSLY DELAY FINAL APPROVAL OF PROJECT. RUSH

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